



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: October 26, 2022

CBCA 7433

GENESIS DESIGN AND DEVELOPMENT, LLC,

Appellant,

v.

DEPARTMENT OF TRANSPORTATION,

Respondent.

Bennett J. Lee and Nicholas A. Merrell of Varela, Lee, Metz & Guarino, LLP, San Francisco, CA, counsel for Appellant.

Jack F. Gilbert, Office of the Chief Counsel, Federal Highway Administration, Department of Transportation, Lakewood, CO, counsel for Respondent.

SULLIVAN, Board Judge.

ORDER

By motion filed October 24, 2022, appellant, Genesis Design and Development, LLC, seeks dismissal with prejudice pursuant to Board Rule 12(b)(3) (48 CFR 6101.12(b)(3) (2021)). The motion is granted and the appeal is **DISMISSED WITH PREJUDICE**.

Marian E. Sullivan
MARIAN E. SULLIVAN
Board Judge